

## 2913.505

your request of \_\_\_\_\_ (Date). The Government will not be responsible for duplicate shipment.

[50 FR 8925, Mar. 5, 1985, as amended at 51 FR 40374, Nov. 6, 1986]

### **2913.505 Purchase order and related forms.**

#### **2913.505-2 Agency order forms in lieu of optional forms 347 and 348.**

Department of Labor Form 1-90 (DL Form 1-90), entitled "Purchase Order" may be used by DOL in lieu of Optional Forms 347 and 348 prescribed in FAR 13.505.

## **PART 2914—SEALED BIDDING**

### **Subpart 2914.2—Solicitation of Bids**

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AUTHORITY: 5 U.S.C. 301; 40 U.S.C. 486(c).

SOURCE: 50 FR 8925, Mar. 5, 1985, unless otherwise noted.

### **Subpart 2914.2—Solicitation of Bids**

#### **2914.203 Methods of soliciting bids.**

##### **2914.203-2 Dissemination of information concerning invitation for bids.**

Procedures for obtaining approval for paid advertisements in newspapers are contained in 2905.502.

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### **2914.205 Solicitation mailing lists.**

#### **2914.205-1 Establishment of lists.**

In accordance with FAR 14.205-1(b), prospective bidders which submit solicitation mailing list applications shall be notified by the Contracting Activity when added to a mailing list unless the bidder is expected to be issued a solicitation within thirty days after Government receipt of the application.

### **Subpart 2914.4—Opening of Bids and Award of Contract**

#### **2914.404 Rejection of bids.**

##### **2914.404-1 Cancellation of invitations after opening.**

The head of the contracting activity (HCA) is authorized to make the written determination required by FAR 14.404-1(c).

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#### **2914.406 Mistakes in bids.**

##### **2914.406-3 Other mistakes disclosed before award.**

(a) The Director, Directorate of Procurement and Grant Management, is authorized to make the administrative determinations under FAR 14.406-3. This authority may not be redelegated except as set forth in paragraph (b) of 2914.406-3.

(b) If (1) a bidder requests permission to withdraw a bid rather than correct it, and (2) the evidence is determined convincing as to the mistake or (3) the evidence reasonably supports the existence of a mistake but is not clear and convincing, the head of the contracting office is authorized to make a written determination permitting the bidder to withdraw the bid after review, in accordance with established procedures, and concurrence by the appropriate Office of the Solicitor. Copies of all determinations made pursuant to this authority shall be promptly transmitted to the Director, Directorate of Procurement and Grant Management. If evidence of the intended bid is clear and convincing, even though the bidder has not requested permission to correct the bid, the case shall be processed in accordance with paragraph (c) of 2914.406-3.

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(c) Suspected or alleged mistakes in bids shall be processed in accordance with the requirements of FAR 14.406-3(g). The contracting officer shall submit a report together with the supporting data described in FAR 14.406-3(g)(3) through the head of the contracting activity to the Director, Directorate of Procurement and Grant Management.

(d) The Director, Directorate of Procurement and Grant Management, is responsible for maintaining records of administrative determinations as required in FAR 14.406-3(h).

### **2914.406-4 Disclosure of mistakes after award.**

(a) The head of the contracting activity is authorized to make the administrative determinations in FAR 14.406-4 after concurrence is received from the Office of the Solicitor as required by FAR 14.406-4(d). This authority may not be redelegated.

(b) The contracting officer shall process a mistake and prepare a case file in accordance with the requirements of FAR 14.604-4(e). The file shall be submitted to the head of the contracting activity for determination.

### **2914.407 Award.**

### **2914.407-8 Protests against award.**

See DOLAR subpart 2933.1, "Protests".

[51 FR 40374, Nov. 6, 1986]

### **2914.407-70 Award when only one bid is received.**

When only one bid is received in response to an invitation for bids, such bid may be considered and accepted if the contracting officer makes a written determination that (a) the specifications used in the invitation were not unduly restrictive, (b) adequate competition was solicited and it could have been reasonably assumed that more than one bid would have been submitted, (c) the price is reasonable, and (d) the bid is otherwise in accordance with the invitation for bids. Such a determination shall be placed in the contract file.

## **PART 2915—CONTRACTING BY NEGOTIATION**

### **Subpart 2915.4—Solicitation and Receipt of Proposals and Quotations**

2915.404 Presolicitation notices and conferences.

2915.405 Solicitations for information or planning purposes.

2915.405-1 General.

2915.413 Disclosure and use of information before award.

2915.413-1 Alternate I.

### **Subpart 2915.5—Unsolicited Proposals**

2915.505 Content of unsolicited proposals.

2915.505-1 Unsolicited research proposals.

2915.506 Agency procedures.

### **Subpart 2915.6—Source Selection**

2915.607 Disclosure of mistakes before award.

2915.608 Proposal evaluation.

2915.612 Formal source selection.

### **Subpart 2915.8—Price Negotiation**

2915.803 General.

2915.804 Cost or pricing data.

2915.804-3 Exemptions from or waiver of submission of certified cost or pricing data.

2915.805 Proposal analysis.

2915.805-5 Field pricing support.

AUTHORITY: 5 U.S.C. 301; 40 U.S.C. 486(c).

SOURCE: 50 FR 8926, Mar. 5, 1985, unless otherwise noted.

### **Subpart 2915.4—Solicitation and Receipt of Proposals and Quotations**

### **2915.404 Presolicitation notices and conferences.**

A presolicitation conference (see FAR 15.404) shall not be used unless approved by the Head of the Contracting Activity or designee in accordance with Agency or Office procedures.

### **2915.405 Solicitations for information or planning purposes.**

### **2915.405-1 General.**

The written determination justifying use of a solicitation for information or planning purposes under FAR 15.405-1 shall be approved by the Head of the Contracting Activity before issuance of the solicitation.